

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

WRS, INC., d/b/a WRS MOTION)	
PICTURE LABORATORIES, a)	
corporation,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 00-2041
)	
PLAZA ENTERTAINMENT, INC., a)	
corporation, ERIC PARKINSON,)	
CHARLES von BERNUTH and JOHN)	
HERKLOTZ,)	
)	
Defendants.)	

ORDER

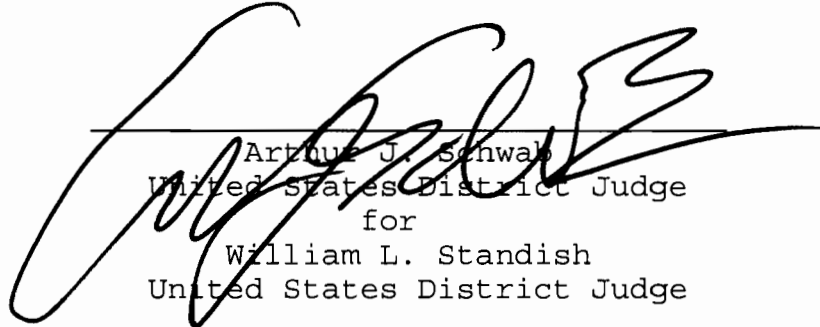
AND NOW, this 21st day of July, 2006, it is hereby ORDERED as follows:

1. The motion of plaintiff, WRS, Inc., for summary judgment (Doc. 91), pursuant to Fed.R.Civ.P. 56, as to the liability of defendant John Herklotz for the debt of Plaza Entertainment under the May 16, 1998 surety agreement is granted.

2. The cross-motion of defendant John Herklotz for summary judgment (Doc. 81), pursuant to Fed.R.Civ.P. 56, as to his liability for the debt of Plaza Entertainment under the May 16, 1998 surety agreement is denied.

3. The alternative motion of defendant John Herklotz for partial summary judgment (Doc. 81), pursuant to Fed.R.Civ.P. 56, as to his liability for the debt of Plaza Entertainment under the May 16, 1998 surety agreement is denied.

4. The motion of defendant John Herklotz for summary judgment (Doc. 81), pursuant to Fed.R.Civ.P. 56, as to damages is denied.



Arthur J. Schwab
United States District Judge
for
William L. Standish
United States District Judge

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